

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Inventor: Joachim LOHR, et al. Art Unit 2416
Appln. No.: 10/583,671 Exr. H. Mered
Filed: June 21, 2006 Conf. No. 8182
For: QUALITY-OF-SERVICE (QOS) - AWARE SCHEDULING FOR
UPLINK TRANSMISSION ON DEDICATED CHANNELS

SUMMARY OF SUBSTANCE OF TELEPHONE INTERVIEW

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

With respect to a telephone interview conducted on June 1, 2009, the Applicants wish to thank the examiner for the courtesy extended to their representative during the interview. The participants in the interview were Examiner Mered and David Ward, Reg. No. 45198.

During the interview, the issues discussed were those presented in the Office Action of January 22, 2009, and addressed in the Amendment filed May 22, 2009. During the interview, the Applicants' representative presented arguments similar to those submitted in the Amendment filed May 22, 2009, for overcoming the pending rejections. Based on these arguments, agreement was reached that the pending claims overcome the prior art rejections of record.

However, the examiner stated that he conducted a brief search prior to the interview and uncovered new prior art which he deems relevant (U.S. patent publication 2007/0073805 to Jorgensen). The examiner stated that he believes this new reference discloses identifying a data flow in a communication from a mobile terminal to a base station, with respect to an IP flow in

Figs. 6 and 12 and paragraphs [0400], [0465], and [0466]. For this reason, the examiner suggested amending the independent claims to include the subject matter of claims 92 and 93 and to indicate that the recited data flows are MAC-d data flows.

If any issues remain which may best be resolved through a telephone communication, the Examiner is requested to telephone the undersigned at the local Washington, D.C. telephone number listed below.

Respectfully submitted,

/James Edward Ledbetter/

Date: July 1, 2009
JEL/DWW/att

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